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Attorneys for: Material Witness PEDRO NIETO-ROJAS

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

GERARDO SALTO-ROCHA (1),

JOSE HERNANDEZ-RIVAS (2),

Defendants.

UNITED STATES OF AMERICA,

Plaintiff,

v.

ODILION CIRA-RAMIREZ,

Defendant.

Criminal Case No. 08 cr 2430-BTM  
Mag. Docket No. 08 mj 2098

**APPLICATION FOR AN ORDER  
SHORTENING TIME TO HEAR  
MATERIAL WITNESS EPIFANIO  
BARAJAS-RODRIGUEZ'S MOTION FOR  
VIDEO DEPOSITION AND RELEASE**

JUDGE: Hon. Barry Ted Moskowitz  
CRTRM: 15, Fifth floor

DATE: August 15, 2008  
TIME: 2:30 p.m.

Criminal Case No. 08 cr 2429-WQH  
Mag. Docket No. 08 mj 2098

PEDRO NIETO-ROJAS ("NIETO") hereby applies for an Order Shortening Time in which to hear his Motion for Video Deposition and Release. The Memorandum of Points and Authorities in support of the Motion, filed herewith, demonstrates the hearing of the Motion on

1 shortened time is necessary; specifically, that NIETO has been incarcerated since July 8, 2008  
2 and has no hope of obtaining a surety to post his bond.  
3

4 Dated: August 4, 2008

Mayfield & Associates

6 By: /s/ Gayle Mayfield-Venieris  
7 Gayle Mayfield-Venieris, Esq.  
8 Attorney for Material Witness  
9 PEDRO NIETO-ROJAS  
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Attorneys for: Material Witness ATENEDORO PEREZ-CORTEZ

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
Plaintiff,

v.

GERARDO SALTO-ROCHA (1),  
JOSE HERNANDEZ-RIVAS (2),  
Defendants.

UNITED STATES OF AMERICA,  
Plaintiff,

v.

ODILON CIRA-RAMIREZ,  
Defendant.

UNITED STATES OF AMERICA,  
Plaintiff,

v.

ATENEDORO PEREZ-CORTEZ  
Material Witness.

Criminal Case No. 08 cr 2430-BTM  
Mag. Docket No. 08 mj 2098

**PROOF OF SERVICE VIA E-FILE**  
**[Fed. R. Civ. Pro. 4, Local Rule 5]**

Criminal Case No. 08 cr 2429-WQH  
Mag. Docket No. 08 mj 2098

Mag. Docket No. 08 mj 2133-LSP

1 I, Melissa L. Bustarde, declare as follows:

2 1. I am over eighteen years of age and not a party to the above-referenced action; my  
3 business address is 462 Stevens Avenue, Suite 303, Solana Beach, CA 92075-2066. I am  
4 employed in San Diego County, California.

5 2. On August 5, 2008, I filed the following document on the Court's CM/ECF  
6 system in Case No. 08 mj 2098/08 cr 2429-WQH/08 cr 2430-BTM/08 mj 2133. The following  
7 counsel were electronically served with the following documents via the CM/ECF system  
8 pursuant to Local Rule 5.4(c):

- 9
- **Application for Order to Shorten Time**
  - **Notice of Motion and Motion to Take Deposition by Video**
  - **Points and Authorities in Support of Motion for Video Deposition**
- 10


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13 David L. Baker, Esq.  
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Andrew Lah, Esq.  
Andrew\_lah@fd.org

15 I declare under penalty of perjury under the laws of the United States, State of California  
16 that the foregoing is true and correct and that this declaration was executed on August 5, 2008.  
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18   
19 Melissa L. Bustarde, Esq.  
20 Mayfield & Associates  
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